

ESTTA Tracking number: **ESTTA270071**

Filing date: **03/04/2009**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91187268
Party	Plaintiff Detroit Tigers, Inc.
Correspondence Address	Elise Wolinsky Cowan Liebowitz & Latman 1133 Avenue of the Americas New York, NY 10036 UNITED STATES ecw@cll.com, trademark@cll.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Elise Kasell
Filer's e-mail	eck@cll.com, trademark@cll.com
Signature	/Elise Kasell/
Date	03/04/2009
Attachments	D and DUQUESNE Motion on Consent to Continue Suspension March 4, 2009.pdf (3 pages)(11010 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In re Application Serial No. 77/077,014; 77/077,010 and 77/077,003

Filed: January 5, 2007

For Mark: D (color Stylized), D (Stylized) and DUQUESNE (Stylized)

Published in the Official Gazette: May 6, 2008; May 6, 2008 and June 10, 2008

DETROIT TIGERS, INC.,	X	
	:	
Opposer,	:	Consolidated Opposition No.
	:	91187268
v.	:	
	:	
DUQUESNE UNIVERSITY OF THE HOLY	:	
GHOST,	:	
Applicant.	:	
	X	

**MOTION ON CONSENT TO CONTINUE SUSPENSION OF PROCEEDINGS
AND TO EXTEND DISCOVERY PERIOD IF OPPOSITION IS RESUMED**

Opposer, by and through counsel, hereby moves for an order continuing the suspension of the proceedings in this matter for a period of two months, until **May 5, 2009**. Applicant's counsel consented to this motion, which is requested to allow the parties to engage in settlement discussions. Since the last suspension, an amendment to a prior settlement agreement has been drafted, and the additional time is needed to allow the potential opposer to review same.

In the event that the Board denies this motion, Opposer consents to an extension of time for Applicant to file an answer or otherwise respond to the Notice of Opposition until sixty (60) days after such denial.

If the Board grants this motion, the Board should also reset Applicant's time to answer or otherwise respond to the Notice of Opposition. Additionally, the parties request that six months of discovery be allowed and that the discovery cutoff be reset to six (6) months after the

proceedings resume so that the parties will have the full period of discovery in the event that the matter is not able to be resolved. The trial periods and other periods should be reset accordingly.

Dated: New York, New York
March 4, 2009

COWAN LIEBOWITZ & LATMAN, P.C.
Attorneys for Opposer

By: /Elise Kasell/
Mary L. Kevlin
Richard S. Mandel
Elise Kasell
1133 Avenue of the Americas
New York, New York 10036
(212)790-9200

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on March 4, 2009, I caused a true and correct copy of the foregoing Motion to Suspend to be sent via First Class Mail, postage prepaid, to the Correspondent of Record, Christine R. Ethridge, Kirkpatrick & Lockhart Preston Gates Ellis, 535 Smithfield Street, Pittsburgh, PA 15222-2383.

/Elise Kasell/
Elise Kasell